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JUN 13 1994

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FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C.

HENRY M. RIVERA  
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June 13, 1994

**HAND DELIVERED**

Mr. William Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

Re: Ex Parte Notice - MM Docket No. 92-259; MM Docket  
No. 92-260; RM 8380; MM Docket No. 92-264; MM  
Docket No. 92-265; MM Docket No. 92-266; CS Docket  
No. 94-48; Application of N.Y. Telephone Co. for  
Video Dialtone (File No. W-P-C 6836)

Dear Mr. Caton:

In accordance with Section 1.1200 et. seq. of the Commission's rules, this is to advise that on Monday, June 13, 1994, Howard Milstein, Chairman, Liberty Cable Company, Inc. ("Liberty") and Henry M. Rivera, Esq. and Jay S. Newman, Esq., Ginsburg, Feldman and Bress, Chartered, met with Chairman Reed E. Hundt and Merrill Spiegel, Special Assistant to the Chairman, to discuss various issues in the above-captioned proceedings. The attachments to this Ex Parte Notice were used in that discussion. A total of sixteen copies of the attachment are herewith provided to you, two copies for each proceeding.

An original and one copy of this Ex Parte Notice were filed with the Commission and a copy was delivered to the above-named Commission personnel on June 13, 1994.

Sincerely,

*Henry M. Rivera*  
Henry M. Rivera

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**Attachments**

cc: Chairman Reed E. Hundt  
Merrill Spiegel, Esq.

*CH*

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF RECORDS

HOWARD MILSTEIN

Liberty Cable Company, Inc.  
575 Madison Avenue  
New York, New York 10022  
212-891-7771

Its Attorneys  
Ginsburg, Feldman and Bress, Chartered  
Suite 800  
1250 Connecticut Avenue, NW  
Washington, D.C. 20036  
202-637-9000

June 13, 1994

**LIBERTY CABLE COMPANY, INC.**  
**PARTICIPATION IN FCC PROCEEDINGS**

- **Amendment of Part 94 of the Commission's Rules to Permit Private Video Distribution Systems of Video Entertainment Access to the 18 GHz Band (PR Docket No. 90-5)**
- **Application of N.Y. Telephone Co. for Video Dialtone Service in NYC (File No. W-P-C 6836)**
- **Cable Must Carry/Retransmission Consent (MM Docket No. 92-259)**  
Comments filed 1/4/93
- **Cable Home Wiring (MM Docket No. 92-260)**  
Comments filed 12/1/92  
Reply Comments filed 12/15/92  
Petition for Reconsideration and Clarification filed 4/1/93
- **Cable Home Wiring (RM 8380)**  
Comments filed 12/21/93

**LIBERTY CABLE COMPANY, INC.**  
**PARTICIPATION IN FCC PROCEEDINGS**  
**(Continued)**

- **Cable Cross Ownership, etc. (MM Docket No. 92-264)**  
Comments filed 2/9/93
  
- **Cable Programming Access (MM Docket No. 92-265)**  
Comments filed 1/25/93  
Reply Comments filed 2/16/93  
Opposition to Petitions for Reconsideration by Time  
Warner and Viacom International filed 7/14/93  
Comments on Petition for Partial Reconsideration by WCA  
filed 5/24/94
  
- **Cable Rate Regulation (MM Docket No. 92-266)**  
Comments filed 1/27/93  
Reply Comments filed 2/11/93  
Opposition to various Petitions for Reconsideration filed  
7/21/93

## **PROGRAM ACCESS**

- **COURT TV EXPERIENCE**

- \* Vertical Integration
- \* Satellite Delivered

- **FX (WCA PETITION)**

- \* Not offered in NY
- \* \$.25/Subscriber to Exclude Competitors That Have 2% or Less of Market

- **NY 1 EXPERIENCE**

- \* Vertical Integration
- \* Non-Satellite Delivered

- **CUNY EXPERIENCE**

- \* Complicity of Franchising Authorities

## **INSIDE WIRING**

- **ACCESS TO DEMARCATION POINT**
- **CONVENIENCE TO SUBSCRIBERS**

## **PRICING ISSUES**

- **LIBERTY'S EXPERIENCE**
- **BULK RATES**
  - \* Not Cost Justified
  - \* Selectively Applied
  - \* "Under the Table" Additional Discount
    - Stuyvesant Town Example
    - New York AG's Investigation

## **VIDEO DIALTONE**

- **LIBERTY'S EXPERIENCE**
- **PETITIONS FOR RECONSIDERATION REQUIRE RESOLUTION**
- **EXPEDITED PROCESSING OF PENDING APPLICATIONS**
- **ASSURE THAT ULTIMATE REGULATORY SCHEME PROMOTES COMPETITION**